

# **EXHIBIT 1**

**Applicants: Arlindo L. Castelhana et al.**

**Serial No. 10/816,329**

**Filed: March 31, 2004**



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COOPER & DUNHAM LLP  
JOHN P. WHITE, ESQ.  
1185 AVENUE OF THE AMERICAS  
NEW YORK, NEW YORK 10036

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BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

CASTELHANO, ARLINDO L.

DOC DATE: 02/06/2001

ASSIGNOR:

MCKIBBEN, BRYAN

DOC DATE: 02/05/2001

ASSIGNOR:

WITTER, DAVID J.

DOC DATE: 02/05/2001

ASSIGNEE:

OSI PHARMACEUTICALS, INC.  
106 LINDBERGH BLVD.  
UNIONDALE, NEW YORK 11553-3649

SERIAL NUMBER: 09728229  
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FILING DATE: 12/01/2000  
ISSUE DATE:

Applicants: Arlindo L. Castelhana et al.  
Serial No.: 10/816,329  
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Exhibit 1

011704/0888 PAGE 2

MARY BENTON, EXAMINER  
ASSIGNMENT DIVISION  
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04-25-2001

Pat. No. 1919/60390-A-PCT-US

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## RECORDATION FORM COVER SHEET

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Patents and Trademarks. Please record the attached original documents or copy thereof.

1. Name of conveying party(ies): Arlindo L. Castelhana Bryan McKibben David J. Witter 3.26.01 Additional name(s) of conveying party(ies) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		2. Name and address of receiving party(ies): Name: OSI PHARMACEUTICALS, INC. Internal Address: _____ Street Address: 106 Lindbergh Blvd. City/State/Zip: Uniondale, N.Y., 11553-3649 Additional name(s) & address(es) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
3. Nature of Conveyance: <input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name <input type="checkbox"/> Other _____ Execution Date(s): 2/6/01, 2/5/01, 2/5/01			
4. Application number(s) or patent number(s): If this document is being filed together with a new application, the execution date(s) of the application is(are): A. Patent Application No(s) 09/728,229 Filed: 12/1/00 B. Patent No(s) _____ Additional numbers attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
5. Name and address of party to whom correspondence concerning document should be mailed: Name: John P. White, Esq. Internal Address: _____ Street Address: Cooper & Dunham LLP 1185 Avenue of the Americas City/State/Zip: New York, New York 10036		6. Total number of applications and patents involved: 1 7. Total fee (37 CFR §3.41): \$ 40.00 <input type="checkbox"/> Enclosed <input checked="" type="checkbox"/> Authorized to be charged to deposit account 8. Deposit account number: 03-3125	

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9. Statement and signature. To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document. John P. White Name of Person Signing Signature March 21, 2001 Date Total Number of pages including cover sheet, attachments and document: 4	
I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231. John P. White Date Registration No. 28,678	

OMB No. 0651-0011 (exp. 4/94)

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# Assignment

In consideration of One Dollar (\$1.00), and other good and valuable considerations, the receipt of which is hereby acknowledged, I, the undersigned, Arlindo L. Castelhana residing at 3 Eagle Court, New City, New York 10579, USA; Bryan McKibben residing at Apartment 8, 15 Greenridge Avenue, White Plains, New York 10605, USA; and David J. Witter residing at 12 Arbutus Road, Putnam Valley, New York 10579, USA

Hereby sell, assign and transfer to OSI Pharmaceuticals, Inc.

a corporation of the State of

New York having a place of business at 106 Charles Lindbergh Blvd.

in the County of Nassau

and State of New York 11553-3649

its successors, assigns and legal representatives, the entire right, title and interest for all countries, in and to any and all inventions which are disclosed and claimed,

and any and all inventions which are disclosed but not claimed, in the application for United States Patent, which has been executed by the undersigned

February 6, 2001

February 5, 2001

February 5, 2001

and is entitled

PYRROLO[2,3d]PYRIMIDINE COMPOSITIONS AND THEIR USE

(U.S. Serial No. 09/728,229 Filed December 1, 2000, a continuation of PCT International Application No. PCT/US99/12135, filed June 1, 1999 claiming priority of U.S. Provisional Application No. 60/087,702, filed June 2, 1998, U.S. Provisional Application No. 60/123,216, filed March 8, 1999 and U.S. Provisional Application No. 60/126,527, filed March 26, 1999)

and in and to said application and all divisional, continuing, substitute, renewal, reissue, and all other applications for U.S. Letters Patent or other related property rights in any and all foreign countries which have been or shall be filed on any of said inventions disclosed in said application; and in and to all original and reissued patents or related foreign documents which have been or shall be issued on said inventions;

Authorize and request the Commissioner of Patents of the United States to issue to said Assignee, the corporation above named, its successors, assigns and legal representatives, in accordance with this assignment, any and all United States Letters Patent on said inventions or any of them disclosed in said application;

Agree that said Assignee may apply for and receive foreign Letters Patent or rights of any other kind for said inventions, or any of them; and may claim, in applications for said foreign Letters Patent or other rights, the priority of the aforesaid United States patent application under the provisions of the International Convention of 1883 and later modifications thereof, under the Patent Cooperation Treaty, under the European Patent Convention or under any other available international agreement; and that, when requested, without charge to, but at the expense of, said Assignee, its successors, assigns and legal representatives, to carry out in good faith the intent and purpose of this assignment, the undersigned or the undersigned's executors or administrators will, for the United States and all foreign countries execute all divisional, continuing, substitute, renewal, reissue, and all other patent applications, or other documents on any and all said inventions; execute all rightful oaths, assignments, powers of attorney and other papers; communicate to said Assignee, its successors, assigns and representatives, all facts known and documents available to the undersigned relating to said inventions and the history thereof; testify in all legal proceedings; and generally do everything possible which said Assignee, its successors, assigns or representatives shall consider desirable for aiding in securing, maintaining and enforcing proper patent protection for said inventions and for vesting title to said inventions and all applications for patents or related foreign rights and all patents on said inventions, in said Assignee, its successors, assigns and legal representatives; and

Covenant with said Assignee, its successors, assigns and legal representatives that no assignment, grant, mortgage, license or other agreement affecting the rights and property herein conveyed has been made to others by the undersigned, and that full right to convey the same as herein expressed is possessed by the undersigned.

Arlindo L. Castelhan (L.S.)  
Arlindo L. Castelhan

Date: Feb. 6, 2001  
Witness: Sharon Norbeck  
Sharon Norbeck  
1799 Lockwood Rd  
McKean Lake NY 10547

Date: Feb 5 2001  
Witness: Sharon Norbeck  
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1799 Lockwood Road  
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Bryan McKibben (L.S.)  
Bryan McKibben

David J. Witter (L.S.)

Date: July 5 2001 David J. Witter

Witness: Starron Norbeck

STARRON NORBECK

1799 LOCKWOOD Rd

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ASSIGNMENT  
BY

ARLINDO L. CASTELHANO  
BRYAN MCKIBBEN  
DAVID J. WITTER

TO

OSI PHARMACEUTICALS, INC.

Application for Letters Patent of  
the United States for:

PYRROLO[2,3d] PYRIMIDINE  
COMPOSITIONS AND THEIR USE

Attorney for John P. White

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